

RESOLUTION NO. R17-800

RESOLUTION IN OPPOSITION TO THE PROPOSED CITY OF EAGLES LANDING; PROVIDING FOR SEVERABILITY, REPEALING INCONSISTENT RESOLUTIONS, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City;

WHEREAS, the area of Stockbridge was settled in 1829;

WHEREAS, the City was formally incorporated in 1895 and officially became a municipal corporation of the State of Georgia in 1920;

WHEREAS, it has been proposed by certain residents of Henry County that a new city be created to be known as the City of Eagles Landing;

WHEREAS, there has been very little information compiled which justifies the viability or need of the proposed City of Eagles Landing;

WHEREAS, the city limits of the proposed city includes land that currently is within the existing corporate city limits of the City of Stockbridge;

WHEREAS, the proposal to remove substantial portions of an existing city to place into the geographic area of an as-yet unknown, unproven city is unprecedented in the history of the State of Georgia;

WHEREAS, the removal of these areas from the City of Stockbridge would have a devastating financial and social impact upon the City of Stockbridge;

WHEREAS, no consideration has been given to the aforementioned devastating financial and social impact such a proposal would have upon the City of Stockbridge;

WHEREAS, the proposed removal of certain areas of the City of Stockbridge to create a new city raises significant Constitutional and legal questions that have not been addressed;

WHEREAS, numerous residents of the Stockbridge area, including both residents of the City of Stockbridge as well as residents of unincorporated Henry County, are voicing opposition to the proposal;

WHEREAS, these residents have not been given any information about the proposal and have not been given an opportunity to pose questions about the proposed City; and

WHEREAS, there is significant question as to the true motive of the proponents of a new city, especially given the likelihood of such a city to impose a substantial property tax (which the City of Stockbridge does NOT have), in addition to the existing county property tax;

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES AS FOLLOWS;

Section 1. Opposition to the City of Eagles Landing. – The City Council of the City of Stockbridge hereby opposes the proposed city of Eagles Landing and urges, the Governor, the General Assembly and specifically the members of the Stockbridge Legislative Delegation to actively oppose the passage of any legislation which would establish the city of Eagles Landing as currently proposed.

Section 2. Approval of Execution - The Mayor or Mayor Pro Tem is hereby authorized to sign all documents and to perform all other acts necessary to effectuate this Resolution on behalf of the City of Stockbridge. The City Clerk is authorized to execute, attest to, and seal any document which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

Section 3. Severability - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 4. Repeal of Conflicting Provisions - All City resolutions inconsistent with this Resolution are hereby repealed.

Section 5. Effective Date - This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO RESOLVED, this the 28th day of February, 2017.

CITY OF STOCKBRIDGE, GEORGIA


ANTHONY S. FORD, MAYOR PRO TEM

ATTEST:


VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:


MICHAEL WILLIAMS, CITY ATTORNEY